

Richard C. Hunt

1 A. Yes, it was in the morning.  
 2 Q. And who were you seen by then?  
 3 A. Dr. Hernandez.  
 4 Q. Doctor?  
 5 A. Diane Hernandez  
 6 Q. Hernandez?  
 7 A. Yeah.  
 8 Q. Oh, you have it in your paperwork.  
 9 A. Yeah.  
 10 Q. Okay. I got it. Diane. Right?  
 11 A. Uh-huh.  
 12 Q. And did she examine you? What did she do?  
 13 A. She -- she felt my jaw, whatever. It was real  
 14 swollen and what I was worried about was my tooth because  
 15 it -- a piece broke off in my mouth and it stuck -- it  
 16 stuck in my gum, you know what I mean, because I'm  
 17 thinking, Oh, that's going to get infected or something  
 18 like that. You know what I mean? So I'm like, Yo, can  
 19 you -- you know what I mean, I need -- can you let me see  
 20 a dentist or somebody or something. She was like I'm  
 21 going to get your jaw X-rayed first. So they put me in a  
 22 -- in this little thing. They X-rayed my jaw. Then we  
 23 waited for a minute. Then she came back, Oh, your jaw is  
 24 broken.  
 25 See, because everybody -- because now it's

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1 through the prison. Everybody, you know, oh, you know,  
 2 the guy broke the guy jaw, you know, because I'm telling  
 3 everybody. Yo, CO broke my jaw. You're not going to, you  
 4 know what I mean, do that to me and let me sit there.  
 5 Q. You told the doctor about what happened?  
 6 A. Yeah. I told her, Yo. She said, What  
 7 happened? I didn't really go into specifics like that. I  
 8 just told her my jaw had been broken, you know, by a CO.  
 9 That's it.  
 10 Q. And the X-ray was done there in the infirmary?  
 11 A. Yes.  
 12 Q. Do you remember what time that was done?  
 13 A. Between 9; 9 and 10.  
 14 Q. And you said she told you shortly thereafter  
 15 that your jaw was broken?  
 16 A. Yes.  
 17 Q. And then what happened?  
 18 A. She admitted me to the infirmary and put me on  
 19 a liquid diet and some antibiotics -- I don't know what  
 20 the medication was. I know it was like a pink pill, like  
 21 a pink pain pill. From -- I went there. She admitted me  
 22 September 20th, '04.  
 23 Q. Before she gave you any medicine how was your  
 24 jaw feeling?  
 25 A. It was hurting. I was glad to see her.

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1 Q. Did the pills that she gave you help it feel  
 2 any better?  
 3 A. No. I'm thinking they -- I'm thinking with a  
 4 broke bone they supposed to take me straight out. They  
 5 going to take me out because she say your jaw is broken.  
 6 She said right here, it was broke right here. This was  
 7 broken like broke in two like.  
 8 Q. And you're pointing to --  
 9 A. Left side of my jaw.  
 10 Q. Left jaw?  
 11 A. Left mandible.  
 12 Q. Lower part.  
 13 A. Lower part by my chin.  
 14 Q. Okay. It's kind of closer to your mouth than  
 15 to your ear I guess.  
 16 A. Yeah.  
 17 Q. So you were admitted and put on a liquid diet  
 18 and you were staying there?  
 19 A. Yes.  
 20 Q. And how long were you in the infirmary?  
 21 A. Well, I have like in my other papers I got --  
 22 when I came down here they lost a lot of my paperwork.  
 23 Q. When you came to DCC?  
 24 A. DCC February 23rd so I had to write the Judge  
 25 and ask for I think an extension of something that I had

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1 to put in because they didn't bring all my stuff down here  
 2 and a lot of my paperwork got took. And what I was  
 3 looking for was my medical, like I wrote my medical record  
 4 like for myself.  
 5 Q. You took notes?  
 6 A. Every day. Yeah, I took notes every day what  
 7 they told me. I had that in my room. I wrote everything  
 8 they said down and I really couldn't get copies and they  
 9 didn't even send -- they didn't send it. They sent it  
 10 real late. You know what I mean? So I really haven't got  
 11 copies of it. I just got it so they -- of my medical  
 12 history.  
 13 Q. So you're saying that while you were in the  
 14 infirmary you took your own notes about what was going on.  
 15 A. Yes. I asked him everything.  
 16 Q. Do you have that now?  
 17 A. Yes. Not on me. It's --  
 18 Q. Could you provide Ms. Damavandi with a copy of  
 19 that?  
 20 A. Yeah.  
 21 MR. HAGER: And me too, please.  
 22 THE WITNESS: Yeah; because I wrote  
 23 everything down what they told me. Every time I just  
 24 -- slow it back. So I'm in the infirmary. I stayed  
 25 there till like -- like December '04 because I had to

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16 (Pages 61 to 64)

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<p>1 get wired up so she said the 20th -- Dr. Diane 2 Hernandez said the 20th she put in the causaltion 3 [sic] whatever it's called. 4 BY MS. KELLY: 5 Q. Consultation request? 6 A. Yeah. To go out to the hospital. So that was 7 like the same day she put it in and she was like, Well, 8 it's up to security to let you out to take you to the 9 hospital, it's up to security. So and this was the 20th, 10 September 20th. So I wrote -- if you look I got a medical 11 grievances asking them why they're not sending me to -- 12 sending me to the outside hospital. 13 Q. I'm asking you do you have anything? 14 MR. HAGER: Pardon me? 15 THE WITNESS: I'm asking do you have 16 anything on me putting in grievances -- 17 MS. KELLY: I have a grievance here -- 18 THE WITNESS: -- October I think the 8th, 19 around that time because that whole time I'm asking 20 them is you all going to get me to the hospital, is 21 you going to get me to the hospital? 22 BY MS. KELLY: 23 Q. What were you told? 24 A. I was told that you're waiting on a -- it's up 25 to security to let you go.</p>	<p>1 grievance dated 10/14/04 and as an Exhibit but the 2 number is cut off at the bottom of the copy that I 3 have. 4 MS. KELLY: That's attached to the 5 Complaint. 6 MR. HAGER: Attached to the Complaint, 7 correct. 8 BY MS. KELLY: 9 Q. Do you have that? 10 A. Because I know I got it. I'm saying I know I 11 got it but I just can't -- 12 Q. If you can't find it you can send it to me 13 later if you find it later. 14 A. I know you have it already because I put it -- 15 I put it with my initial Complaint. 16 MS. KELLY: Maybe it's -- 17 MR. HAGER: It's not in the Complaint that 18 I ever seen. 19 THE WITNESS: Like they violating my 20 constitutional right. 21 MS. KELLY: It might be with the ... 22 THE WITNESS: Because was I telling them 23 that they not, you know, they not letting me -- 24 they're not taking me out to the hospital because my, 25 you know what I mean, it took them a whole month to</p>
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<p>1 MS. KELLY: I don't know that I have that. 2 Did you -- 3 MR. HAGER: I have this but I can't make 4 out what that is. 5 THE WITNESS: Oh, that's not it. 6 MS. KELLY: It would be on a grievance 7 form. 8 MR. HAGER: I don't have that grievance. 9 MS. KELLY: I have the initial grievance 10 from September 18. 11 THE WITNESS: Yeah, and I got -- 12 BY MS. KELLY: 13 Q. You're saying that you did one in October; is 14 that right? 15 A. Yeah. I put in a medical grievance asking 16 them why they didn't put me to -- take me to the hospital 17 at the time. 18 MR. HAGER: I have an October grievance 19 that doesn't have -- 20 THE WITNESS: Where is it? Let me see it. 21 MR. HAGER: October 15th. 22 THE WITNESS: No. That was when -- that 23 was a grievance on the guard not coming to my door 24 saying whatever he was saying to me. 25 MR. HAGER: For the record that's the</p>	<p>1 get me to the hospital. From -- it happened 2 September 17th, they found out it was broke the 20th, 3 they didn't get me out till the 18th of October to 4 get my jaw wired. 5 This is not even half the papers that I 6 got. I don't know why I don't have it in here. 7 MS. KELLY: I'm not saying that I 8 definitely don't have it, but I can't find if I have 9 it. I don't see it attached to the Complaint. 10 MR. HAGER: No, I didn't see it attached to 11 my Complaint either. 12 MS. KELLY: No. If you can't find it now 13 -- 14 THE WITNESS: Yeah. I'll find it for you. 15 MS. KELLY: -- then you can send it to me 16 and to Ms. Catherine Damavandi and to Mr. Hager, that 17 would be good, if you find it. 18 THE WITNESS: Because I know I wrote it 19 because if I got it it was attached with this. These 20 is like old motions for appointment of counsel so, 21 most of these. But I got it. It ain't with me right 22 now. I got it so I'll send that to you. 23 MS. KELLY: To Ms. Damavandi. 24 MR. HAGER: And to me, please, Gerald 25 Hager.</p>
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17 (Pages 65 to 68)

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1 BY MS. KELLY:  
 2 Q. Mr. Hunt, I was looking through my file but I  
 3 think you said that you got -- you were taken outside for  
 4 your jaw on October 18th?  
 5 A. Uh-huh.  
 6 Q. And in the meantime between September 20th and  
 7 October 18 you were housed in the infirmary; is that  
 8 right?  
 9 A. Right.  
 10 Q. And you were on a liquid diet?  
 11 A. Yeah.  
 12 Q. The whole time?  
 13 A. Uh-huh.  
 14 Q. And you were getting some medication?  
 15 A. Yeah. I don't know what it was called.  
 16 Q. Were you getting just one medication or more  
 17 than one?  
 18 A. I think it was like one pill.  
 19 Q. But you don't know what it was for?  
 20 A. I know what it was for, it was for pain but I  
 21 didn't -- don't know what it was called. They wouldn't  
 22 tell me. I asked them, what's this? Oh, that's something  
 23 to help you. For what? For the pain.  
 24 Q. Did it help?  
 25 A. (Indicating.)

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1 Q. Is that no?  
 2 A. No.  
 3 Q. And you filed a grievance at some point saying  
 4 why aren't I being taken to see an outside person?  
 5 A. Uh-huh.  
 6 Q. Did you get a response from the grievance?  
 7 A. No. It was the nurse. I kept asking the  
 8 nurse. Oh, well, we -- we're waiting on -- they kept  
 9 telling me that Eugene M. D'Amico at Christiana Hospital,  
 10 he was on vacation. That's what they kept telling me;  
 11 he's on vacation. And they was like, Oh, he -- we got to  
 12 go through somebody else to get you out to the hospital.  
 13 We keep putting in a consultant, whatever they call it, we  
 14 put another one in. We can't -- we got to get you out.  
 15 Well, how you talking if your jaw not broke?  
 16 Well, how you talking if your jaw is broke? So I'm like  
 17 my jaw is broke. It's not broke back here so I can go  
 18 like this. It's not my jaw; it's down here towards my  
 19 mouth where it's broken. Oh, Well, we get you out.  
 20 Q. Was it Dr. Hernandez or whatever her name is  
 21 that was treating you?  
 22 A. Yes.  
 23 Q. During this time period?  
 24 A. Her and our RN, registered nurse. Her name  
 25 Diane too. There's two of them. I think they're on that

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1 paper right there.  
 2 Q. You're not sure of Nurse Diane's last name?  
 3 A. No, I don't know.  
 4 Q. Was it Nurse Diane and Dr. Hernandez that you  
 5 were talking to about when am I going to be seen?  
 6 A. Yes.  
 7 Q. Do you remember if there was any other medical  
 8 personnel you were talking to, if you remember their  
 9 names? You may not.  
 10 A. I know they were the main ones because they  
 11 seem like they had some type say so.  
 12 Q. Were you told -- you were taken to Dr. D'Amico  
 13 on the 18th of October. Right?  
 14 A. Uh-huh.  
 15 Q. Were you told beforehand this is going to  
 16 happen?  
 17 A. No, they don't -- they don't -- don't say that  
 18 for, you know, escape purposes, whatever.  
 19 Q. So you were just told, Okay, we're leaving  
 20 now?  
 21 A. Yeah, you're going out. Out. I think I went  
 22 out the 17th of October to get looked at.  
 23 Q. By Dr. D'Amico?  
 24 A. Yes; for X-rays or whatever. Then I came back  
 25 the next day, went back out the next day.

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1 Q. And what did Dr. D'Amico do for you?  
 2 A. First I asked him because for real I wasn't  
 3 supposed to get this.  
 4 Q. What's that?  
 5 A. This is for me signing for surgery at  
 6 Christiana Hospital.  
 7 THE WITNESS: You got this?  
 8 MR. HAGER: Yes.  
 9 BY MS. KELLY:  
 10 Q. Is that your consent form?  
 11 A. Yeah. So he told me -- he was like, I asked  
 12 him, I say, Why you didn't bring me out earlier? He said,  
 13 I didn't know nothing about you having the broke jaw.  
 14 What's your name again? I was like Richard Hunt. They  
 15 said they -- Nurse Diane called you and said that you was  
 16 the guy and you was on vacation. He said, I've been back  
 17 from vacation. He said, I was back from vacation the 6th  
 18 of October. And I was like, so why they didn't -- so he  
 19 was like -- I was like so can you -- will you be able to  
 20 testify or anything like that? He was like, Yeah, just  
 21 tell me. Let me know when, you know, have the court  
 22 subpoena me or whatever.  
 23 So the guards are like he can't have no  
 24 paperwork. He can't have no papers or nothing. Give them  
 25 to us. And I'm like no; because they was the same guards

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18 (Pages 69 to 72)

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1 that was, you know what I mean, they his boys, you know,  
 2 Brian Emig's friends so I'm like no. So when they wired  
 3 my jaw shut, whatever, the -- I think it was him or -- or  
 4 the -- his person -- assistant, dentist assistant, they  
 5 put them in my pants, on the side of my pants.  
 6 Q. The consent form that you've got there?  
 7 A. Yeah.  
 8 Q. When you went to see Dr. D'Amico and you say  
 9 he wired your jaw shut --  
 10 A. Uh-huh.  
 11 Q. -- was that under general anesthesia or were  
 12 you awake for that?  
 13 A. No, I was asleep.  
 14 Q. And how long were you at his office? Was it  
 15 done at his office or the hospital?  
 16 A. At his -- well, at Christiana Hospital but in  
 17 the part where he works at.  
 18 Q. And how long were you there, do you know?  
 19 A. I know I went in the morning. I didn't leave  
 20 till like -- I was sleeping. I don't know. I wasn't  
 21 paying attention to the time. I know I just woke up like,  
 22 Ughh, couldn't move.  
 23 Q. It wasn't over night?  
 24 A. No, it wasn't.  
 25 Q. You came back the same day?

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1 A. Yeah.  
 2 Q. Did you have an understanding what he did  
 3 exactly to you?  
 4 A. I know it hurt when he took them out, took the  
 5 braces out. From when I looked in the mirror it was like  
 6 metal to the top.  
 7 Q. Across your top lip?  
 8 A. No, top -- my top gum.  
 9 Q. Inside your mouth?  
 10 A. Yeah, inside my mouth my top gum and my bottom  
 11 gum with hooks that -- for the top they go up and hooks at  
 12 the bottom and go down and it was like wires, like, like  
 13 three wires that kept them closed together on each -- like  
 14 on the -- and on the sides on both sides right and left  
 15 and one in the middle that was wire on it keep my mouth  
 16 shut.  
 17 Q. It's right that you couldn't open your mouth?  
 18 A. Yeah, I couldn't open my mouth.  
 19 Q. Did he do anything for that tooth you were  
 20 talking about?  
 21 A. No. Pretty much it was like the tooth broke  
 22 off and like I pretty much picked a piece of it out of my  
 23 gum and this is my top gum. Wasn't no bottom or nothing.  
 24 Q. So you still have a broken tooth in your  
 25 mouth; is that what you're saying?

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1 A. Yeah. It was chipped off, like tooth chipped  
 2 off.  
 3 Q. After the procedure at Dr. D'Amico's were you  
 4 brought back to Howard Young?  
 5 A. Yes.  
 6 Q. And where did they put you?  
 7 A. Back in the infirmary because you can't be in  
 8 population like that because I was on a liquid diet so I  
 9 had to be in there.  
 10 Q. How long were you back in the infirmary for?  
 11 A. All together or just --  
 12 Q. From October 18th --  
 13 A. 18th.  
 14 Q. -- until when were you sent back to the  
 15 population?  
 16 A. December 12th.  
 17 Q. So you were there for about two more months;  
 18 is that right?  
 19 A. Yeah.  
 20 Q. And I think you said you could only intake  
 21 liquids?  
 22 A. Uh-huh. I got a permanent gap now in my  
 23 teeth.  
 24 Q. In your teeth?  
 25 A. Yes.

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1 Q. What's that from?  
 2 A. Having to put the straw in my mouth to eat.  
 3 Q. The straw?  
 4 A. Yeah. I had to -- because it was like a  
 5 little opening from the wires so I could suck my food in.  
 6 So now I got a gap in my tooth.  
 7 Q. How long were you on the liquid diet?  
 8 A. From the 20th of September to like December.  
 9 Q. Was your jaw wired shut that whole time?  
 10 A. Until beginning of December like, like the  
 11 fifth or the fourth they took me out to take the wires  
 12 out.  
 13 Q. They brought you back to Dr. D'Amico; is that  
 14 right?  
 15 A. Yes.  
 16 Q. How many times did you see Dr. D'Amico?  
 17 A. Three times.  
 18 Q. You went I think you said the day before the  
 19 procedure. Right?  
 20 A. Uh-huh.  
 21 Q. The day of the procedure and then you went  
 22 back again in December?  
 23 A. Matter of fact I seen him four times because  
 24 they had -- they left the metal things in. They left them  
 25 in for like a couple weeks because I started complaining

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19 (Pages 73 to 76)



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1 because it started making my mouth start hurting because  
 2 now I could, you know, a little bit. I couldn't chew. I  
 3 couldn't chew as much.  
 4 Q. So you went back and they took out most of the  
 5 wires but left one in?  
 6 A. They left -- he left like the metal pieces on  
 7 my top gum and my left gum, he left them there. They left  
 8 them there.  
 9 Q. For a couple more weeks; is that right?  
 10 A. Yes.  
 11 Q. And then you went back to them?  
 12 A. Yeah. But they moved me out of the infirmary  
 13 once those were taken [sic] out.  
 14 Q. Once everything was out?  
 15 A. No. They moved me when they just -- see, they  
 16 just took the wires that they tightened on -- because they  
 17 go -- it's like this. You know what I'm saying?  
 18 Q. You're pointing down.  
 19 A. Pointing down and pointing up with my pointer  
 20 fingers. So the wire, they put a wire hoop around there  
 21 and they just kind of like a little circle and they just  
 22 tied the ends so they took those out but left the rod and  
 23 so on.  
 24 Q. Was that something that they, you know, they  
 25 thought you still needed the wires in there for a little

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1 while longer?  
 2 A. Yeah, yeah; because he said I might need more  
 3 surgery, possibly more surgery or something.  
 4 Q. Once your jaw -- once you could move your jaw  
 5 again or chew a little bit then you were sent back to?  
 6 A. Population. I went to 1C.  
 7 Q. By then you were sentenced; is the right?  
 8 A. Yeah. I got sentenced the 22nd of September.  
 9 I wasn't sentenced when it happened though.  
 10 Q. From the time you had your procedure in  
 11 October till December what kind of things were they doing  
 12 for you in the infirmary?  
 13 A. They were just -- D'Amico prescribed me  
 14 Tylenol 3. Wasn't working so I had to tough it out.  
 15 Pretty much they wouldn't -- at this time they were, Oh,  
 16 I'm tired of hearing this because I was complaining. Yo,  
 17 you need to get me to the hospital. So once a person who  
 18 is, you know, like that in the infirmary it gets on their  
 19 nerves because they feel as though I can't get him up,  
 20 security is holding him and why you keep, you know, why  
 21 you keep asking, you know, to go out. I'm like because my  
 22 jaw is broken. All right, we know your jaw is broken. We  
 23 going to send you; we going to send you; we going to send  
 24 you. So I put in a restraining order. I filed a  
 25 restraining order with the Judge. I got that too.

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1 Q. What Court was that?  
 2 A. Same Court.  
 3 Q. District Court?  
 4 A. Yeah. And I asked him for ten days for them  
 5 to get me to the hospital and this was the -- I think it  
 6 was -- I put in a thing, I put it in -- I'm not sure but  
 7 got it. I know I got it. I put it in and actually ten  
 8 days to get me to the hospital. So it was like they got  
 9 me out that like 10th, 7th day, one of them, they took me  
 10 to the hospital.  
 11 Q. So you asked -- you filled a petition --  
 12 A. Yeah; restraining order.  
 13 Q. -- with the court and how long after that were  
 14 you taken to Dr. D'Amico?  
 15 A. Right in between that seven to ten days.  
 16 Q. That case was called Hunt versus who?  
 17 A. State of Delaware.  
 18 Q. Okay.  
 19 A. I ain't get -- I didn't get a response back.  
 20 It was just that it happened that fast. You know, they  
 21 got me out within that time because I kept threatening  
 22 them. I'm going to file a restraining order on you. You  
 23 know what I mean? You're violating my constitutional  
 24 rights and, you know, stuff like that so they was getting  
 25 tired of me so they was like, you know, dealing with him.

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1 And like while I was in the infirmary I remember a guy  
 2 went out for a sprained shoulder. It was another inmate  
 3 named Michael Pool that had a broke jaw, he came in with a  
 4 broke jaw and they kept sending him back and forth to the  
 5 outside hospital and everything. You know, it was a lot  
 6 of people down there that was messed up and they kept  
 7 sending out but with me they weren't trying to send me.  
 8 And like every time my mom makes a visit or anything they  
 9 tell them I'm down here or they tell them I'm in  
 10 Georgetown because they didn't want nobody to see me wired  
 11 up because basically they was trying to cover it up. And  
 12 I talked to internal affairs up there. You know, they  
 13 came and talked to my witnesses and stuff like that,  
 14 talked to me. Where is the tapes, where is any of that  
 15 even happen. So you don't know what happened.  
 16 Q. You said that you were interviewed by internal  
 17 affairs?  
 18 A. Yeah.  
 19 Q. But you were never told what happened?  
 20 A. I was never -- I got a letter. I wrote Stan  
 21 Taylor. I got copies of that writing him and he sent it  
 22 to the warden and the warden wrote back. Well, after my  
 23 initial grievance I was told by Sergeant Moody that this  
 24 was her -- you got this?  
 25 Q. Is that attached to your Complaint?

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20 (Pages 77 to 80)

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1 A. Yeah. It's --  
 2 Q. Which Exhibit is it?  
 3 A. It's a memorandum from Sergeant Moody inmate  
 4 grievance chair -- chair person.  
 5 Q. At the bottom does it say exhibit something or  
 6 other?  
 7 A. Yes. Exhibit 3, A3.  
 8 Q. A3.  
 9 A. And it says assault by CO Emig. And it says  
 10 inmates cannot request or demand disciplinary actions on  
 11 staff. If you have a complaint regarding staff, write a  
 12 letter to that person's supervisors. In this case that is  
 13 captain Jefferson. Never seen her. Never -- I don't know  
 14 if she a man or a woman. Never seen her or anything and I  
 15 wrote her plenty of letters.  
 16 Q. You wrote to Captain Jefferson?  
 17 A. Right. And it says action requested --  
 18 request is inappropriate or not completed. Inmate must  
 19 make an actual request such as request that an  
 20 investigation be conducted or whatever.  
 21 Q. So you were told to write to Captain Jefferson  
 22 and you did that but never heard back?  
 23 A. Never heard back.  
 24 Q. And then you wrote to Commissioner Taylor,  
 25 former Commissioner Taylor?

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1 A. I wrote to Taylor before anybody and he sent  
 2 the letter to --  
 3 Q. The warden?  
 4 A. The warden. And that's -- this's Exhibit A2  
 5 and he's saying your recent correspondence to the Office  
 6 of Commissioner has been forwarded to this officer for  
 7 response and/or corrective action. Allegations are under  
 8 investigation.  
 9 Q. Right. And that's dated September 29, 2004.  
 10 Right?  
 11 A. Yeah.  
 12 Q. And you're saying you never heard back on  
 13 that?  
 14 A. Never heard anything back because they moved  
 15 me straight down here. They moved me down here so it was  
 16 like if you move from a different institution they're not  
 17 really -- you out of their -- you're not their problem  
 18 anymore.  
 19 Q. You came here it was in February 2005?  
 20 A. February 23rd, '05.  
 21 Q. When were you released from the infirmary?  
 22 Sometime in December --  
 23 A. December.  
 24 Q. -- is that what you said?  
 25 A. Uh-huh.

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1 Q. And you still had the metal stuff in your  
 2 mouth and you went back a couple weeks later and that was  
 3 removed?  
 4 A. Yes.  
 5 Q. When you were in the infirmary from October to  
 6 December you were on a liquid diet?  
 7 A. From September 20th I was on a liquid diet,  
 8 that whole time.  
 9 Q. You continued on your liquid diet and you were  
 10 taking Tylenol 3?  
 11 A. After the 18th.  
 12 Q. Were they giving you anything else that you  
 13 know?  
 14 A. When I had the wires they gave me this  
 15 mouthwash with -- and the Tylenol 3 but I was taking psych  
 16 medicine too. I was, you know, shook up. You know what I  
 17 mean? Because I kept -- because they shake down every  
 18 day. You know what I mean? They come --  
 19 Q. In the infirmary?  
 20 A. Yeah. They did bars and windows too. So it  
 21 was always a guard coming. What happened? You know what  
 22 I mean, and I'm like he ain't break your jaw and when I  
 23 was down there, Sabato, when he first put me -- I think it  
 24 was the 21st, Tuesday, September '04 Sabato came down  
 25 there basically, What happened? He didn't do that to you.

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1 So it was like I was getting harassed all the time and  
 2 that's when I wrote the grievance on Emig that came down.  
 3 Q. So that's your October -- that's attached.  
 4 Here, let me find it.  
 5 A. Yeah. That's October 14th.  
 6 Q. Okay. That's Exhibit B2 to your Complaint?  
 7 A. Yes.  
 8 Q. And you're saying in this grievance that  
 9 Officer Emig was coming to the infirmary and bothering  
 10 you; is that what you're saying?  
 11 A. Uh-huh. Yeah. I always write it too. Here  
 12 it is. The Complaint I wrote up as far as all my  
 13 witnesses sign, yeah. Then I got right here tier man  
 14 Steven Mason, that was my cellie. That's C1.  
 15 Q. C1. Okay. Oh, I see it. I got it.  
 16 A. Yeah. And then the other one C2 is Leroy  
 17 McKenzie he wrote a statement he was standing at the  
 18 doorway when he hit me. He was an inmate.  
 19 Q. I just wanted to ask you: You see C2 this  
 20 letter from Leroy McKenzie, it's really hard to read. Do  
 21 you still have that letter, the original?  
 22 A. I think so.  
 23 Q. If you could -- I don't know whether you wrote  
 24 it in pencil or what, you know, why it's so faint.  
 25 A. I ain't allowed -- at the time we ain't

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21 (Pages 81 to 84)